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10 Attorneys for Plaintiff
11 United States of America

12 UNITED STATES DISTRICT COURT
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
14 WESTERN DIVISION

15 UNITED STATES OF AMERICA,)
16)
Plaintiff,)
17)
v.)
18)
\$209,200.00 in U.S. Currency,)
19)
Defendant.)
20)

CV11 01625

JHN PJWx

VERIFIED
COMPLAINT FOR FORFEITURE
[31 U.S.C. §§ 5317(c) (2) and
5332(a) and (c) (1)]
[C.B.P.]

21
22 The United States of America brings this claim against the
23 defendant \$209,200.00 in U.S. currency ("defendant currency") and
24 alleges as follows:

25 JURISDICTION AND VENUE

26 1. This is a civil forfeiture action brought pursuant to 31
27 U.S.C. §§ 5317(c) (2) and 5332(a) and (c) (1).
28

COPY

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

11 FEB 24 AM 10:27

FILED

1 2. This court has jurisdiction over the matter under 28
2 U.S.C. §§ 1345 and 1355.

3 3. Venue lies in this district pursuant to 28 U.S.C.
4 § 1395(b).

5 PERSONS AND ENTITIES

6 4. The defendant is \$209,200.00 in U.S. currency seized in
7 Los Angeles, CA on April 8, 2008.

8 5. The interests of Onnig Bedrossian (hereinafter "Mr.
9 Bedrossian") and Diana Bedrossian (hereinafter "Ms. Bedrossian")
10 may be adversely affected by these proceedings.

11 6. Plaintiff alleges that the defendant currency was
12 concealed and about to be transported or transferred out of the
13 United States with the intent to evade the currency reporting
14 requirements of 31 U.S.C. § 5316, rendering it subject to
15 forfeiture pursuant to 31 U.S.C. §§ 5317(c)(2) and 5332(a) and
16 (c)(1).

17 7. The defendant currency was seized during the course of an
18 investigation conducted by United States Customs and Border
19 Protection (hereinafter "CBP"), and is currently in the custody of
20 CBP, where it shall remain subject to this court's jurisdiction
21 during the pendency of this action.

22 EVIDENCE SUPPORTING FORFEITURE

23 8. On April 8, 2008, CBP officers assigned to the Los
24 Angeles International Airport ("LAX") received information from
25 Transportation Security Administration ("TSA") personnel that two
26 travelers destined for Iran were in possession of \$100,000.00 in
27 U.S. currency. An inquiry revealed that the travelers, identified
28 as Mr. Bedrossian and Ms. Bedrossian, were scheduled to depart LAX

1 that evening on Virgin Airlines flight 24 to London Heathrow
2 Airport.

3 9. CBP officers Victor Baltusis ("Baltusis") and Carlos
4 Herrera ("Herrera") went to the gate for Virgin Airlines flight 24,
5 identified themselves to Mr. Bedrossian and Ms. Bedrossian, and
6 conducted an interview with both Bedrossians near the jetway.

7 10. Baltusis separately interviewed Mr. Bedrossian. Baltusis
8 explained to Mr. Bedrossian the currency reporting requirements
9 under Title 31. Specifically, Baltusis explained that travelers
10 departing the United States could carry any amount of currency they
11 wished and that transporting large sums of currency was not
12 illegal, but that travelers were required to disclose any currency
13 being carried that exceeded \$10,000.00, including monies being
14 carried on behalf of others. When asked how much currency he was
15 carrying, Mr. Bedrossian stated \$60,000.00. He also stated that
16 his wife, Ms. Bedrossian, was carrying \$40,000.00. In total, Mr.
17 Bedrossian confirmed that he and his wife were carrying
18 \$100,000.00, which was consistent with the tip provided by TSA
19 personnel. Mr. Bedrossian then completed a currency reporting form
20 (a FINCEN 105 form), indicating that he and his wife were carrying
21 \$100,000.00.

22 11. While Mr. Bedrossian was speaking with Baltusis, Herrera
23 was interviewing Ms. Bedrossian. Herrera explained to Ms.
24 Bedrossian the currency reporting requirements under Title 31.
25 Specifically, Herrera explained that travelers departing the United
26 States could carry any amount of currency they wished and that
27 transporting large sums of currency was not illegal, but that
28 travelers were required to disclose any currency being carried that

1 exceeded \$10,000.00, including monies being carried on behalf of
2 others. When asked how much currency she was carrying, Ms.
3 Bedrossian reported carrying \$100,000.00 between the two of them,
4 claiming that she was carrying \$40,000.00 and that her husband was
5 carrying \$60,000.00.

6 12. Baltusis then advised Mr. Bedrossian that he had to
7 verify the amount of currency in his possession and asked to see
8 the currency Mr. Bedrossian was carrying. Baltusis also explained
9 that Herrera would need to verify the amount of currency being
10 carried by Ms. Bedrossian. Mr. Bedrossian removed six packets of
11 currency, totaling \$60,000.00, that were contained in anti-static
12 envelopes from the pockets of his cargo pants. When asked if he
13 was carrying any additional currency, Mr. Bedrossian removed four
14 additional bundles of money totaling \$40,300.00. During a pat down
15 search, Baltusis discovered an additional \$77.00 on Mr.
16 Bedrossian's person. In total, Mr. Bedrossian was in possession of
17 \$100,377.00.

18 13. Herrera verified the amount of currency possessed by Ms.
19 Bedrossian, who removed four packets of currency that were also
20 contained in anti-static envelopes from her pants pockets. Herrera
21 counted the currency Ms. Bedrossian initially disclosed and
22 determined that it totaled \$40,000.00. Herrera then asked to
23 examine Ms. Bedrossian's purse. Inside the purse, Herrera found a
24 thick white envelope. Ms. Bedrossian claimed that the contents of
25 the envelope did not belong to her, but belonged to her sister-in-
26 law. Ms. Bedrossian was reminded of the advisement Herrera had
27 provided earlier. The envelope contained additional currency,
28 totaling \$11,500.00. Two additional bundles of currency were

1 discovered in Ms. Bedrossian's wallet, totaling \$7,685.00. Ms.
2 Bedrossian then produced five additional bundles of currency that
3 she was carrying in her pants, totaling \$49,365.00. During a pat
4 down search by a female officer, it was determined that Ms.
5 Bedrossian was carrying an additional \$35.00 on her person. In
6 total, Ms. Bedrossian was in possession of \$108,585.00.

7 14. Ms. Bedrossian was interviewed by a special agent from
8 Immigration and Customs Enforcement ("ICE"). She stated that they
9 intended to visit her ill sister and other family members in Iran.
10 Ms. Bedrossian stated that \$170,000.00 of the defendant currency
11 belonged to her, explaining that \$145,000.00 was intended to repay
12 loans she incurred from family, who assisted her with medical
13 expenses after she had been in a car accident. Ms. Bedrossian
14 added that \$25,000.00 was intended for expenses while she visited
15 Iran. She said that the remainder of the currency (about
16 \$30,000.00) was being transported for friends. When asked why she
17 did not accurately report the currency she possessed, Ms.
18 Bedrossian stated that she was nervous.

19 15. Mr. Bedrossian was also interviewed by an ICE special
20 agent and stated that the currency was being transported to Iran to
21 re-pay loans from his wife's family, who had provided monetary
22 assistance for his wife after she had been in a car accident. Of
23 the currency they jointly possessed, Mr. Bedrossian said that only
24 \$80.00 belonged to him. Mr. Bedrossian stated that approximately
25 two months prior to the intended trip, his wife gave him bundles of
26 cash that he placed in non-static wrapping obtained from his
27 workplace, where he was employed as a telecommunications manager.
28 Mr. Bedrossian stated that his cargo pants felt heavy after being

1 loaded with bundles of currency by his wife. When asked why he did
2 not accurately report the currency he possessed, Mr. Bedrossian
3 claimed that he did not know of the currency reporting requirements
4 when departing on an international flight.

5 16. The total currency possessed by both Mr. Bedrossian and
6 Ms. Bedrossian was \$209,662.00. The officers returned a total of
7 \$462.00 to the Bedrossians for humanitarian purposes. The
8 remaining currency, \$209,200.00, was seized (comprising the
9 defendant currency).

10 17. A subsequent database query indicated that Mr. Bedrossian
11 and Ms. Bedrossian had crossed the U.S. international border at
12 least six times since 2004.

13 FIRST CLAIM FOR RELIEF

14 (31 U.S.C. §§ 5317(c)(2) and 5332(a) and (c)(1))

15 18. Based on the above, plaintiff alleges that the defendant
16 currency was concealed and about to be transported or transferred
17 out of the United States with the intent to evade the currency
18 reporting requirements of 31 U.S.C. § 5316, rendering it subject to
19 forfeiture pursuant to 31 U.S.C. §§ 5317(c)(2) and 5332(a) and
20 (c)(1).

21 WHEREFORE, the United States prays that due process issue to
22 enforce the forfeiture of the defendant currency, due notice be
23 given to all interested parties to appear and show cause why
24 forfeiture should be not be decreed, that this court decree

25 / / /

26 / / /

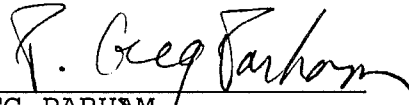
27 / / /

28 / / /

1 forfeiture of the defendant currency to the United States of
2 America for disposition according to law, and for such other and
3 further relief as this court may deem just and proper, together
4 with the costs and disbursements of this action.

5 DATED: February 23, 2011

ANDRÉ BIROTTE JR.
United States Attorney
ROBERT E. DUGDALE
Assistant United States Attorney
Chief, Criminal Division
STEVEN R. WELK
Assistant United States Attorney
Chief, Asset Forfeiture Section



P. GREG PARHAM
Assistant United States Attorney
Asset Forfeiture Section

Attorneys for Plaintiff
United States of America

1 VERIFICATION

2 I, Victor Baltusis, hereby declare that:

3 1. I am an officer with United States Customs and Border Protection
4 and am the case agent for the forfeiture matter entitled United States v.
5 \$209,200.00 in U.S. Currency.

6 2. I have read the above Verified Complaint for Forfeiture and know
7 its contents. It is based upon my own personal knowledge and reports
8 provided to me by other agents.

9 3. Everything contained in the Complaint is true and correct, to
10 the best of my knowledge and belief.

11 I declare under penalty of perjury that the foregoing is true and
12 correct.

13 Executed February 22, 2011 in Los Angeles, California.

14
15
16 Victor Baltusis

17 Victor Baltusis
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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Jacqueline Nguyen and the assigned discovery Magistrate Judge is Patrick J. Walsh.

The case number on all documents filed with the Court should read as follows:

CV11- 1625 JHN (PJWx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

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NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) United States of America	DEFENDANTS \$209,200.00 In U.S. Currency
(b) County of Residence of First Listed Plaintiff (Except in U.S. Plaintiff Cases):	County of Residence of First Listed Defendant (In U.S. Plaintiff Cases Only): Los Angeles
(c) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) P. Greg Parham, Assistant United States Attorney 1400 United States Courthouse, 312 North Spring Street Los Angeles, California 90012 Telephone (213) 894-6528	Attorneys (If Known) <div style="text-align: center; font-size: 4em; opacity: 0.5; margin-top: 20px;">COPY</div>

II. BASIS OF JURISDICTION (Place an X in one box only.) <input checked="" type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:30%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:40%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

IV. ORIGIN (Place an X in one box only.)

☒ 1 Original Proceeding
 ☐ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from another district (specify):
 ☐ 6 Multi-District Litigation
 ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☐ Yes ☒ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No

MONEY DEMANDED IN COMPLAINT: \$ _____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 21 U.S.C. § 881 (a) (6)

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities /Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE / PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety /Health <input checked="" type="checkbox"/> 690 Other	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
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VIII(a). IDENTICAL CASES: Has this action been previously filed and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s):

FOR OFFICE USE ONLY: Case Number: _____

CV11 01625

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

VIII(b). RELATED CASES: Have any cases been previously filed that are related to the present case? ☒ No ☐ Yes

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

(Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or

☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or

☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or

☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: List the California County, or State if other than California, in which **EACH** named plaintiff resides (Use an additional sheet if necessary)

☒ Check here if the U.S. government, its agencies or employees is a named plaintiff.

Los Angeles

List the California County, or State if other than California, in which **EACH** named defendant resides. (Use an additional sheet if necessary).

☐ Check here if the U.S. government, its agencies or employees is a named defendant.

Los Angeles

List the California County, or State if other than California, in which **EACH** claim arose. (Use an additional sheet if necessary)

Note: In land condemnation cases, use the location of the tract of land involved.

Los Angeles

X. SIGNATURE OF ATTORNEY (OR PRO PER): _____

Date 2/24/11

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))